

**To:** Merritt, Steven[Merritt.Steven@epa.gov]  
**Cc:** Faulk, Libby[Faulk.Libby@epa.gov]; Card, Joan[Card.Joan@epa.gov]; Thomi, Wendy[Thomi.Wendy@epa.gov]; Peterson, Cynthia[Peterson.Cynthia@epa.gov]; McClain-Vanderpool, Lisa[Mcclain-Vanderpool.Lisa@epa.gov]; Smith, Paula[Smith.Paula@epa.gov]; McComb, Martin[McComb.Martin@epa.gov]; Madigan, Andrea[Madigan.Andrea@epa.gov]; Ward, W. Robert[Ward.Robert@epa.gov]; Cristiano, Gina[Cristiano.Gina@epa.gov]; Ostrander, David[Ostrander.David@epa.gov]; Poulet, Chris[Poulet.Chris@epa.gov]; Mills, Bethany[Mills.Bethany@epa.gov]; Manzanilla, Enrique[Manzanilla.Enrique@epa.gov]; Edlund, Carl[Edlund.Carl@epa.gov]  
**From:** Hestmark, Martin  
**Sent:** Sun 8/9/2015 6:58:02 PM  
**Subject:** Re: DRAFT Fact Sheet

Let me know how the conversation goes with USCG

Sent from my iPhone

On Aug 9, 2015, at 10:23 AM, Merritt, Steven <[Merritt.Steven@epa.gov](mailto:Merritt.Steven@epa.gov)> wrote:

All,

In the discussions from this morning regarding claims, Craig indicated that this was a function that should be handled in the regional office, if it is feasible/legal to do so. I have asked Craig whether the call center that the county is running down there could forward calls to an alternate number for a contracted third-party claims administrator.

In past spills, the RPs (ExxonMobil and Bridger) have used Crawford or Broadspire Services, Inc. to conduct third-party claims administration and reimbursement. Others in this realm of business are Gallagher Bassett Services, Inc., ESIS, Inc., York Risk Services Group, Inc., and Cannon Cochran Management Services, Inc.

Alternatively, I am enclosing a claims form that the USCG National Pollution Funds Center uses for oil spill related third-party claims. I will inquire about the feasibility of doing an IA with them to outsource this work for this incident if we cannot do or decide not to do this in-house.

We will need an answer to this question as soon as possible, as this issue is just as pressing for the locals as the decision to re-opening the river.

Steven B. Merritt, CIH

Industrial Hygienist / Federal On-Scene Coordinator

U.S. Environmental Protection Agency Region 8

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Denver, CO 80202-1129

303-312-6146 - Work

303-775-7226 - Mobile

303-312-7203 - Fax

[Merritt.Steven@epa.gov](mailto:Merritt.Steven@epa.gov)

<image003.png>

**From:** Faulk, Libby

**Sent:** Sunday, August 09, 2015 8:31 AM

**To:** Card, Joan; Thomi, Wendy; Hestmark, Martin; Peterson, Cynthia; McClain-Vanderpool, Lisa; Smith, Paula; McComb, Martin; Madigan, Andrea; Ward, W. Robert; Cristiano, Gina; Ostrander, David; Poulet, Chris; Merritt, Steven

**Subject:** RE: DRAFT Fact Sheet

There are 3 companies. Here's the details:

Durango River Trip – laid off 30 employees, last river trip was Thursday before the closed the river at 2:15, no river trips since then, canceled trips and issued refunds and continue to do so, season is coming to an end, relies on funds for survival during the winter, insurance won't cover it since technically he is still open. Concerned that even if the river opens back up families will not want to raft the river. (Tears in his eyes – just adding the emotional context he's in.)

The two others are two different business but coordinate to provide different activities.

Currently Outlaw Tours in the process of changing to Durango Adventure Tours. One runs the rafting the other runs all other activities they provide jeep, atv, paddle board, etc. Same

issues as above except I didn't get information on layoff of staff. They have a walk up office by the Train Station so prime location to get interest in all activities. Income is impacted due to no rafting and the other activities that provide are being impacted because typically if they sign up for one and see other activities they sign up for multiple activities. Domino effect of no one signing up for many of the activities they offer. One owner is in the middle of building a house.

Libby

Libby Faulk, Program Manager

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303-312-6083

**From:** Card, Joan

**Sent:** Sunday, August 09, 2015 8:11 AM

**To:** Faulk, Libby; Thomi, Wendy; Hestmark, Martin; Peterson, Cynthia; McClain-Vanderpool, Lisa; Smith, Paula; McComb, Martin; Madigan, Andrea; Ward, W. Robert; Cristiano, Gina; Ostrander, David; Poulet, Chris; Merritt, Steven

**Subject:** Re: DRAFT Fact Sheet

Libby, Martin will work with legal to get a talking point on lost profits for today's FAQs.

Joan Card  
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Office of the Regional Administrator  
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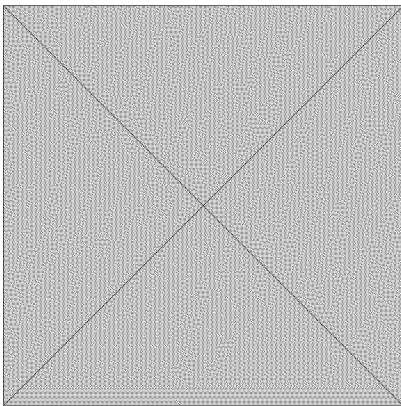
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**From:** Faulk, Libby

**Sent:** Saturday, August 8, 2015 10:57 PM

**To:** Thomi, Wendy; Hestmark, Martin; Peterson, Cynthia; McClain-Vanderpool, Lisa; Smith, Paula; McComb, Martin; Madigan, Andrea; Ward, W. Robert; Cristiano, Gina; Ostrander, David; Card, Joan; Poulet, Chris; Merritt, Steven

**Subject:** RE: DRAFT Fact Sheet



Question. I met with 3 rafting companies tonight that have not been making any money since the river was closed Thursday. They're business is basically shut down. Where it says:

claims for damages resulting from this release.

What do we mean by damages? Are we considering compensation to businesses that rely on the river as their lifeline? Is that considered a damage or are we just referring to property damage. If so, are we looking into claims from impacts to business owners? We need to have a response.

Libby Faulk, Program Manager

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303-312-6083

**From:** Thomi, Wendy

**Sent:** Saturday, August 08, 2015 6:00 PM

**To:** Hestmark, Martin; Faulk, Libby; Peterson, Cynthia; McClain-Vanderpool, Lisa; Smith, Paula; McComb, Martin; Madigan, Andrea; Ward, W. Robert; Cristiano, Gina; Ostrander, David; Card, Joan; Poulet, Chris; Merritt, Steven

**Subject:** DRAFT Fact Sheet

Updated version. Please keep editing.

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Wendy Thomi, Brownfields Project Manager

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**Brownfields Information**

<http://www.epa.gov/brownfields>

<Claims\_Form.pdf>